
Public Utilities Commission of the State of California

William Ahern, Executive Director

Headquarters

505 Van Ness Avenue
San Francisco, CA 94102
(415) 703-2782

Southern California Office

320 West 4th Street, Suite 500
Los Angeles, CA 90013
(213) 576-7000

Website: <http://www.cpuc.ca.gov>

Calendar Archive: http://www.cpuc.ca.gov/daily_calendar_archive/

Daily Calendar

Monday, October 20, 2003

- Commission Meetings
- Notices
- Subscription Information (Daily Calendar and Agenda)
- Commissioner Office Hours
- Public Meetings and Workshops
- Notice of Draft Resolutions (PU Code § 311(g))
- New Filings
- Petitions for Modification and Applications for Rehearing
- Draft Decisions/Proposed Decisions/Alternates/Presiding Officer's Decisions/ Arbitrator's Reports
- Advice Letter Filings
- Miscellaneous Transportation Items
- Miscellaneous Telecommunication Matters
- Adjournments/Resettings/Hearings Concluded
- Removals from Calendar
- New Settings
- Law and Motion Hearings
- Final Oral Argument
- Hearings
- Notice of Denial of Request for Ex Parte Meeting
- Notice of All-Party Meetings (PU Code § 1701.3(c))
- Notice of Ex Parte Communications

Summaries of Decisions and Resolutions for the Commission Meeting of October 2, 2003, are included in this calendar.



The Commission's policy is to schedule hearings (meetings, workshops, etc.) in locations that are accessible to people with disabilities.

The CPUC encourages all Californians to participate in its meetings, hearings, workshops, and proceedings. We try to hold our public meetings only in places that are wheelchair accessible and which can accommodate specialized equipment and other services useful to people with disabilities. Please see the notice of the meeting you wish to attend for more specifics.

If you plan to attend and need specialized accommodations for a particular meeting that are not listed in the notice, request them from the Public Advisor's Office at least three business days in advance of the meeting. Contact the Public Advisor's Office by any one of the following:

E-mail: public.advisor@cpuc.ca.gov
toll-free: 1-866-849-8390
Voice: 415-703-2074

FAX: 415-355-5404 (Attn.: Public Advisor)
TTY: 1-866-836-7825 (toll-free)
1-415-703-5282

REGULAR COMMISSION BUSINESS MEETINGS

October 30, 2003	10 am	San Francisco
November 13, 2003	10 am	San Francisco
December 4, 2003	10 am	San Francisco

COMMISSION RATESETTING DELIBERATIVE MEETINGS

(Not Open to the Public)

Ratesetting Deliberative Meeting dates are reserved as noted but will only be held if there are ratesetting matters to be considered.

October 27, 2003	1:30 pm	San Francisco
November 7, 2003	1:30 pm	San Francisco
December 1, 2003	1:30 pm	San Francisco

OTHER COMMISSION MEETINGS**The Western Energy Market Access Forum**

October 22, 2003 8:30 am – 4 pm Commissioner Peevey	Hiram Johnson State Building 455 Golden Gate Avenue Auditorium San Francisco
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The *Western Energy Market Access Forum*, a one-day program hosted by the CPUC, and sponsored by National Association of Regulatory Utility Commissioners (NARUC) and the Department of Energy, will focus on utility Women/Minority Business Entrepreneur (WMBE) Development programs; regulatory models that increase marketplace participation and reduce barriers to market entry; and initiatives and opportunities in energy and telecommunications. The forum will also explore the portability and application of programs like the California Regulatory model in other states. The forum aims to encourage utility participation in WMBE market access programs, which includes gas, electricity, water and telecommunication markets and the procurement of all goods and services.

Speakers and participants include California PUC Commissioners, California utility CEO's and managers, and WMBE companies.

An agenda will be posted at www.cpuc.ca.gov. For further information please contact Art Jimenez, WMDVBE program manager at (415) 703-4112.

NOTICES**Delivery of Formal Pleadings for Filing**

Unless otherwise directed, all courier-delivered documents submitted for filing as part of the formal record in a proceeding should be hand-carried directly to the Commission's Docket Office, Room 2001, 505 Van Ness Avenue in San Francisco; Suite 500, 320 West 4th Street in Los Angeles; or Room 4006, 1350 Front Street in San Diego. All documents sent through the mail for formal filing should be addressed ONLY to the Commission's Docket Office, Room 2001, 505 Van Ness Avenue, San Francisco, CA 94102.

Charge for Commission Documents

To purchase Commission documents, there is a charge of 20 cents a printed page (postage prepaid) with a minimum purchase of \$2.00.

Commission Resources Available for Rental

The auditorium, hearing rooms and training room at the headquarters of the California Public Utilities Commission, located at 505 Van Ness Avenue, San Francisco, are available for rent. Further information about requirements and fees can be obtained by contacting Colette Kondo at (415) 703-1401.

SUBSCRIPTION INFORMATION

Subscription to Daily Calendar, Commission Meeting Agenda, and Draft Agenda Items

For information contact: California Public Utilities Commission
 Attention: Poly Arca
 505 Van Ness Avenue, Room 1003
 San Francisco, CA 94102
 Phone: (415) 703-1798
 Email: pol@cpuc.ca.gov

COMMISSIONER OFFICE HOURS

NONE

PUBLIC MEETING & WORKSHOPS**Public Meeting Notice – ULTS Administrative Committee**

October 22, 2003
 10 am - 12:30 pm

Public Utilities Commission
 505 Van Ness Avenue, Technical Library
 (Corner of Van Ness Avenue and McAllister Street)
 San Francisco

Universal Lifeline Telephone Service (ULTS) Trust Administrative Committee will meet on this day. Meeting packet including the agenda for this meeting is available at <http://www.cpus.ca.gov/static/industry/telco/public+programs/advisory+boards/ults.htm> or call Angela Young at 415-703-2837.

Public Meeting Notice – Deaf and Disabled Telecommunications Program

California Relay Service Advisory
 Committee (CRSAC)
 October 24, 2003
 10 am – 4 pm

DDTP Office
 505 14th Street, Suite 400
 Oakland

The CRSAC of the Deaf and Disabled Telecommunications Program will hold a meeting to address the following:

PUBLIC MEETING AGENDA

I. Routine Business, A. Introductions, B. Agenda Modifications and Approval, C. Public Input – Morning Session, D. Review of Minutes of the Previous Meeting, E. Action Items, F. CRS Report (Sprint and MCI Representatives), 1. Data Report – Sprint, 2. Data Report – MCI, 3. Speech-to-Speech Report, G. CRS Contract Manager's Report, H. DDTP Staff Reports, 1. Field Operations, 2. Consumer Affairs, 3. Outreach, 4. Marketing, I. Telecommunications Division Report, II. Public Input – Afternoon Session, III. Status of New CRS Contracts, IV. Contract Extensions for Sprint and MCI, V. Proposed Procedure Regarding Proxies, VI. Discussion on CapTel Trial Program, VII. Introduction of Non-voting Liaisons, VIII. Presentation of New Conflict of Interest and Disclosure Form by CPUC LD, IX. Review of Nominees, X. Appointment of Nomination Subcommittee, XI. Report from CRSAC Representative to TADDAC, XII. Member Reports, XIII. Future Meetings and Locations, and XIV. Adjournment.

Meeting Information

For more information, please contact Jane Elin, DDTP Committee Coordinator at (510) 302-1100 x110 voice or (510) 302-1118 TTY.

Environmental Notice

People with environmental illness or multiple chemical sensitivities must reduce their exposure in order to attend this meeting. Please refrain from wearing perfumes or scents to DDTP meetings.

Public Workshop Notice – 2-Part Real Time Pricing Workshop

October 28, 2003
 10 am – 4 pm

California State Building
 455 Golden Gate Avenue
 Conference Room - TBA
 San Francisco

D.03-06-032 directs Working Group 2 of the Demand Response rulemaking (R.02-06-001) to develop a pilot, pilots or consider other alternatives to test two-part Real Time Pricing (RTP) tariff design features. This will be the second workshop in the working group process of exploring the concept of two-part RTP. Contact: Bruce Kaneshiro at (415) 703-1187 or bsk@cpuc.ca.gov

Workshop Notice - R95-04-043/I95-04-044 (FCC Triennial Review Phase)

November 17, 2003

10 am

Public Utilities Commission

505 Van Ness Avenue, Hearing Room A

(Corner of Van Ness Avenue and McAllister Street)

San Francisco

This workshop shall be convened as a collaborative for parties to seek consensus on the Batch Hot Cut Process pursuant to the Nine-Month FCC Triennial Review.

Workshop Notice - R95-04-043/I95-04-044 (FCC Triennial Review Phase)

December 4, 2003

10 am

Public Utilities Commission

505 Van Ness Avenue, Hearing Room A

(Corner of Van Ness Avenue and McAllister Street)

San Francisco

This workshop shall be convened as a collaborative for parties to seek consensus on loop and transport issues pursuant to the Nine-Month FCC Triennial Review.

**NOTICE OF DRAFT RESOLUTIONS
(Pursuant to PU Code § 311(g))**

The Telecommunications Division has prepared Resolution T-16771 for the October 30, 2003, Commission Agenda. This resolution authorizes The Ponderosa Telephone Company \$3,774,297 in California High Cost Fund-A (CHCF-A) support for test year 2004. The draft resolution of the Telecommunications Division in this matter was mailed to parties in accordance with PUC Code Section 311 (g)(1).

Any questions or comments should be directed to:

Larry Hirsch
Telecommunications Division
California Public Utilities Commission
505 Van Ness Avenue
San Francisco, CA 94102

http://www.cpuc.ca.gov/WORD_PDF/COMMENT_RESOLUTION/30232.doc

The Telecommunications Division has prepared Resolution T-16755 for the October 30, 2003, Commission Agenda. This resolution authorizes The Pinnacles Telephone Company \$300,400 in California High Cost Fund-A (CHCF-A) support for test year 2004. The draft resolution of the Telecommunications Division in this matter was mailed to parties in accordance with PUC Code Section 311 (g)(1).

Any questions or comments should be directed to:

Jerry Shiu
Telecommunications Division
California Public Utilities Commission
505 Van Ness Avenue
San Francisco, CA 94102 or (415) 703-1233

http://www.cpuc.ca.gov/WORD_PDF/COMMENT_RESOLUTION/30220.doc

The Telecommunications Division has prepared Resolution T-16764 for the October 30, 2003, Commission Agenda. This resolution authorizes The Ducor Telephone Company \$1,907,645 in California High Cost Fund-A (CHCF-A) support for test year 2004. The draft resolution of the Telecommunications Division in this matter was mailed to parties in accordance with PUC Code Section 311 (g)(1).

Any questions or comments should be directed to:

Eric Van Wambeke
Telecommunications Division
California Public Utilities Commission
505 Van Ness Avenue
San Francisco, CA 94102 or (415) 703-2896

http://www.cpuc.ca.gov/WORD_PDF/COMMENT_RESOLUTION/30228.doc

The Telecommunications Division has prepared Resolution T-16762 for the October 30, 2003, Commission Agenda. This resolution authorizes The Cal-Ore Telephone Company \$1,620,332 in California High Cost Fund-A (CHCF-A) support for test year 2004. The draft resolution of the Telecommunications Division in this matter was mailed to parties in accordance with PUC Code Section 311 (g)(1).

Any questions or comments should be directed to:

Rudy Sastra
Telecommunications Division
California Public Utilities Commission
505 Van Ness Avenue
San Francisco, CA 94102 or (415) 703-2673

http://www.cpuc.ca.gov/WORD_PDF/COMMENT_RESOLUTION/30226.doc

The Telecommunications Division has prepared Resolution T-16756 for the October 30, 2003, Commission Agenda. This resolution authorizes The Calaveras Telephone Company \$1,408,640 in California High Cost Fund-A (CHCF-A) support for test year 2004. The draft resolution of the Telecommunications Division in this matter was mailed to parties in accordance with PUC Code Section 311 (g)(1).

Any questions or comments should be directed to:

Nazmeen Rahman
Telecommunications Division
California Public Utilities Commission
505 Van Ness Avenue
San Francisco, CA 94102 or (415) 703-1625

http://www.cpuc.ca.gov/WORD_PDF/COMMENT_RESOLUTION/30222.doc

The Telecommunications Division has prepared Resolution T-16773 for the October 30, 2003, Commission Agenda. This resolution accepts Verizon's annual intrastate earnings advice letter filing, subject to any corrections or adjustments. The draft resolution of the Telecommunications Division in this matter was mailed to parties in accordance with PUC Code Section 311 (g)(1).

Any questions or comments should be directed to:

Charles Christiansen
Telecommunications Division
California Public Utilities Commission

505 Van Ness Avenue
San Francisco, CA 94102 or (415) 703-1901

http://www.cpuc.ca.gov/WORD_PDF/COMMENT_RESOLUTION/30243.doc

The Telecommunications Division has prepared Resolution T-16774 for the October 30, 2003, Commission Agenda. This resolution accepts Citizen Telecommunications Company's annual intrastate shareable earnings advice letter filing, subject to any corrections or adjustments. The draft resolution of the Telecommunications Division in this matter was mailed to parties in accordance with PUC Code Section 311 (g)(1).

Any questions or comments should be directed to:

Charles Christiansen
Telecommunications Division
California Public Utilities Commission
505 Van Ness Avenue
San Francisco, CA 94102 or (415) 703-1901

http://www.cpuc.ca.gov/WORD_PDF/COMMENT_RESOLUTION/30248.doc

The Telecommunications Division has prepared Resolution T-16772 for the October 30, 2003, Commission Agenda. This resolution accepts SBC's annual earnings advice letter filing, subject to any corrections or adjustments. The draft resolution of the Telecommunications Division in this matter was mailed to parties in accordance with PUC Code Section 311 (g)(1).

Any questions or comments should be directed to:

Charles Christiansen
Telecommunications Division
California Public Utilities Commission
505 Van Ness Avenue
San Francisco, CA 94102 or (415) 703-1901

http://www.cpuc.ca.gov/WORD_PDF/COMMENT_RESOLUTION/30240.doc

NOTICE OF RESOLUTION TO DISCLOSE INVESTIGATIVE REPORT

Draft Resolution Authorizing Disclosure of Commission Consumer Services Division (Utilities Safety Branch) Records Pursuant to a Subpoena by Timothy Smith, Esq., on behalf of Timothy Fielding, seeking disclosure of Commission staff investigative records relating to a trench collapse on September 16, 2001 at Dry Creek Road, Rio Linda, California (Incident No. GIR20010916-01).

A draft resolution (L-306) by the Legal Division authorizing disclosure of the Utilities Safety Branch's investigative report concerning Incident No. GIR20010916-01, is scheduled for consideration on the October 30, 2003 Commission meeting agenda. The Commission may vote on this resolution at that time, or it may postpone a vote. The Commission may adopt all or part of L-306, amend or modify it, or set it aside and prepare a different resolution.

On September 30, 2003, the draft resolution was circulated to the requesting party and the subject utility, Pacific Gas and Electric Company, pursuant to Public Utilities Code

Section 311(g) and Rules 77.7 and 81 of the Commission's Rules of Practice and Procedure. Interested parties may review the draft resolution and service list at the "Currently Open for Comment" section of the Commission's Internet site at cpuc.ca.gov.

The Commission will consider the draft resolution at its October 30, 2003 meeting. Interested parties may file comments on the draft resolution, and may file replies to comments. An original and 2 copies of comments must be filed with the Legal Division by October 20, 2003, at the address set forth below. Reply comments must be filed by October 27, 2003.

Commenters must also serve comments, and reply comments, on the service list, and send copies of comments and reply comments by electronic mail to the

e-mail address below. Comments shall focus on factual, legal or technical error in the draft resolution, and reply comments

shall be limited to identifying misrepresentations of law and fact contained in the comments of other parties. (Rule 77.7.) Parties may view comments at the Commission's San Francisco Office.

Fred Harris
Legal Division
California Public Utilities Commission
505 Van Ness Avenue, Room 5002
San Francisco, CA 94102
Telephone: (415) 703-1557 E-mail: fnh@cpuc.ca.gov

The Telecommunications Division has prepared Resolution T-16775 for the October 30, 2003, Commission Agenda. This resolution accepts Roseville Telephone Company's annual intrastate earnings advice letter filing, subject to any corrections or adjustments. The draft resolution of the Telecommunications Division in this matter was mailed to parties in accordance with PUC Code Section 311 (g)(1).

Any questions or comments should be directed to:

Charles Christiansen
Telecommunications Division
California Public Utilities Commission
505 Van Ness Avenue
San Francisco, CA 94102
Telephone: (415) 703-1901

http://www.cpub.ca.gov/WORD_PDF/COMMENT_RESOLUTION/30300.doc

The Telecommunications Division has prepared Resolution T-16783 for the November 13, 2003, Commission Agenda. This Resolution authorizes Cingular Wireless to deviate from Public Utilities Code Section 320 to apply an aerial strand and to install its wireless facility within 1,000 feet of Highway 50, a scenic highway located in El Dorado, County, California. The draft resolution of the Telecommunications Division in this matter was mailed to parties in accordance with PUC Code Section 311 (g)(1).

Any questions or comments should be directed to:

Rudy Sastra
Telecommunications Division
California Public Utilities Commission
505 Van Ness Avenue
San Francisco, CA 94102 or (415) 703-2673

http://www.cpub.ca.gov/WORD_PDF/COMMENT_RESOLUTION/30569.doc

NEW FILINGS

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| 10/15/03 | A03-10-039 – Pacific Bell Telephone Company, dba SBC California, for expedited dispute resolution of a right-of-way agreement with Roseville Telephone Company pursuant to 47 U.S.C. Section 224(c) and Decision 98-10-058. |
| 10/16/03 | A03-10-040 – Total Call International, Inc., for a certificate of public convenience and necessity to provide resold and limited facilities-based local exchange telecommunications services. |
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PETITIONS FOR MODIFICATION AND APPLICATIONS FOR REHEARING

NONE

**DRAFT DECISIONS * PROPOSED DECISIONS * ALTERNATES * PRESIDING OFFICER'S DECISION *
ARBITRATOR'S REPORTS**

NONE

ADVICE LETTER FILINGS

To inquire about a filing, call the Energy Division (703-1093), Telecommunications Division (703-1330) or Water Division (703-2028).

To protest a filing, mail the original letter/telegram to the Chief of the appropriate division (i.e., "Chief, [Energy, Telecommunications or Water] Division"), to be received no later than 20 days after the date the Advice Letter was filed.

"Effective TBD" means that the date is to be determined by further Commission action. A date listed as "anticipated effective" may be subject to change. An Advice Letter Supplement is not a new filing, and there is no protest period unless indicated.

09/23/03	Telecom 853	ROSEVILLE TELEPHONE COMPANY, Contract (effective TBD)
10/01/03	Telecom 24254	PACIFIC BELL, 2004 Price Cap filing (effective TBD)
10/06/03	Telecom 163	PAC-WEST TELECOMMUNICATIONS, INC., introduce SPNP query service in carrier to carrier tariff (effective TBD)
10/07/03	Telecom 24263	PACIFIC BELL, Promotional offering on category II service - caller ID for Winback (effective TBD)
10/07/03	Telecom 24264	PACIFIC BELL, To correct the message center discounts outlined in AL24058 (effective TBD)
10/07/03	Telecom 24265	PACIFIC BELL, Amendment no. 1 with IDT America Corp. (effective TBD)
10/07/03	Telecom 115	TCG SAN DIEGO, text change to various sections of the tariff (effective TBD)
10/07/03	Telecom 116	TCG SAN FRANCISCO, text change to various section of the tariff (effective TBD)
10/08/03	Telecom 123	ICG COMMUNICATIONS, INC., change to require written 30 day notice for customer to discontinue, cancel or terminate service (effective TBD)
10/10/03	Telecom 173	US TELEPACIFIC CORPORATION, establish anew service offering (effective TBD)
10/14/03	Telecom 2785	AT&T COMMUNICATIONS OF CALIFORNIA, INC, revise rate for a service plan (effective TBD)
10/14/03	Telecom 62	SEREN INNOVATIONS, INC, promotion (effective TBD)

10/14/03	Telecom 708	SPRINT COMMUNICATIONS COMPANY, L.P., extend residential maximus area (effective TBD)
10/14/03	Telecom 10630	VERIZON CALIFORNIA, INC., contract (effective TBD)
10/14/03	Telecom 131	Z-TEL COMMUNICATIONS, INC., introduce new market trial- PVA-directory assistance, removes expired market trial (effective TBD)
10/14/03	Telecom 132	Z-TEL COMMUNICATIONS, INC., introduces new PVA directory assistance (effective TBD)
10/16/03	Energy 1534E	SAN DIEGO GAS & ELECTRIC COMPANY, Revisions to Schedule EECC-CPP, Electric Energy Commodity Cost Critical Peak Pricing, to update commodity rates and removal of text (anticipated effective 11/25/03)

ADVICE LETTER SUSPENSIONS (Pursuant to M-4801, 04/19/01)

To inquire about a suspension, call the Energy Division (703-1093), Telecommunications Division (703-1330) or Water Division (703-2028).

11/06/03	Telecom 24263	PACIFIC BELL. Initial suspension on the following grounds: . Date suspension ends: 03/04/04. Note: Initial suspensions will be automatically extended for an additional 180 days if the Commission has not issued an order regarding the advice letter by the date the first suspension period ends.
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ADVICE LETTER PROTESTS

To inquire about a protest, call the Energy Division (703-1093), Telecommunications Division (703-1330) or Water Division (703-2028). To obtain a copy of the protest, please direct your request to the protestor.

10/16/03	Energy 1526E	SAN DIEGO GAS & ELECTRIC COMPANY, Increase to electric transmission rates effective 10/01/03 Protest by Duke Energy North America.
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MISCELLANEOUS TRANSPORTATION ITEMS

Filings with Consumer Protection and Safety Division

06/06/03	PSC 16510	Abdulla M. Alzuaree and Basel A. Alzuaree DBA Lucky Shuttle Service; Mailing Address: P O Box 14631 Oakland CA 94614; Terminal Address: 3210 Harrison St., Oakland CA 94611; Tel. No.: 510-303-8772; Application filed for Passenger Stage Corporation authority.
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08/25/03	TCP 16780-A	Husam M. Saadi DBA Sam's Express Inc.; Mailing Address: 9207 La Colonia Ave., Fountain Valley CA 92708; Terminal Address: Same; Tel. No: 714-356-1447; Application filed for Class A Charter-Party authority.
09/30/03	PSC 16867	A A Diversified DBA Palm Springs Ontario LAX Airline; Attn: Adwonu Akande; Mailing Address: P O Box 1623 Blythe CA 92226; Terminal Address: 450 West Barnard #E252, Blythe CA 92225; Tel. No: 740-921-8107; Application filed for Passenger Stage Corporation authority.
10/07/03	TCP 16942-B	Lola Gail Sprowl DBA Gail's Lucky Bus Charter; Mailing Address: 2100 Soapmine Rd #7, Barstow CA 92311; Terminal Address: 621 Montara Rd, Barstow CA 92311; Tel. No: 760-255-1153; Application filed for Class B Charter-Party authority.
10/10/03	TCP 16955-B	Creative Limousine Services Inc. Attn: Brian Rhames, Pres.; Mailing Address: 3569 Foxcroft Circle, Oviedo FL 32765; Terminal Address: 25030 W. Avenue Stanford, Valencia CA 91355; Tel. No: 407-359-3042; Application filed for Class B Charter-Party authority.
10/15/03	PSC 16958	Zlatko Malicevice DBA Zack's Airport Shuttle; Mailing Address: 1130 Leslie Dr., San Jose Ca 95117; Terminal Address: Same; Tel. No: 408-249-2315; Application filed for Passenger Stage Corporation authority.

MISCELLANEOUS TELECOMMUNICATION MATTERS

NONE

TABLE OF SUBMISSION DATES FOR THE PRECEDING TWO WEEKS

10/8/03 ALJ Walker	A.03-04-015 - In the Matter of the Application of Park Water Company (U 314 W) for Authority to Increase Rates in its Central Basin Division as authorized by NOI 03-04-004: In 2004 of \$1,775,880 or 9.83% above revenues generated by present rates, in 2005 of \$671,705 or 3.39% above the revenues generated by the rates proposed for 2004, in 2006 of \$674,319 or 3.29% above the 2005 revenue requirements.
10/17/03 ALJ Galvin	A.03-04-022 - Application of Southern California Edison Company (U 338-E) For Approval of its 2003 Revenue Requirement and Related estimates Under the Energy Resource Recovery Account (ERRA): For Approval of its 2003 AB57 Trigger and Threshold Amounts; and For Approval of a Proposed Scope and Schedule for ERRA Proceedings.
10/20/03 ALJ Barnett	I.02-04-026 - Order Instituting Investigation into the ratemaking implications for Pacific Gas and Electric Company (PG&E) pursuant to the Commission's Alternative Plan of Reorganization under Chapter 11 of the Bankruptcy Code for PG&E, in the United States Bankruptcy Court, Northern District of California, San Francisco Division, In re Pacific Gas and Electric Company, Case No. 01-30923 DM. (U 39 M)

ADJOURNMENTS * RESETTINGS * HEARINGS CONCLUDED

- ALJ Long **A.02-12-027** - Application of SOUTHERN CALIFORNIA GAS COMPANY for authority to update its gas revenue requirement and base rates. (U 904 G), and
A.02-12-028 - Application of SAN DIEGO GAS & ELECTRIC COMPANY for authority to update its gas and electric revenue requirement and base rates. (U 902-M), and
I.03-03-016 - Order Instituting Investigation on the Commission's Own Motion into the Rates, Operations, Practices, Service and Facilities of Southern California Gas Company and San Diego Gas & Electric Company,
Evidentiary Hearing held and continued to October 20
- ALJ Brown **A.03-07-032** - In the Matter of the Application of SOUTHERN CALIFORNIA EDISON COMPANY (U 338-E) for Approval of a Power Purchase Agreement under PUHCA Section 32(k) Between the Utility and a Wholly-Owned Subsidiary and for Authority to Recover the Costs of Such Power Purchase Agreement in Rates,
Evidentiary Hearing held and continued to October 20
- ALJ Bushey **C.03-02-003** - Oakland Unified School District, Complainant, vs. TCG San Francisco (U-5454-C), and AT&T Communications of California (U-5002-C), Defendants,
Mediation originally set for October 24 reset to November 12 and now reset to November 13
- ALJ Bushey **C.03-02-003** - Oakland Unified School District, Complainant, vs. TCG San Francisco (U-5454-C), and AT&T Communications of California (U-5002-C), Defendants,
Prehearing Conference originally set for October 30 at 10:30 a.m. reset to November 14 at 10:00 a.m.
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REMOVALS FROM CALENDARNONE

NEW SETTINGS

- 11/20/03** **A.00-11-038 (PHC)** - Application of Southern California Edison Company (U 338-E) for Authority to
10:00 a.m. Institute a Rate Stabilization Plan with a Rate Increase and End of Rate Freeze Tariffs, and
ALJ Allen **A.00-11-056** - Emergency Application of Pacific Gas and Electric Company To Adopt a Rate
Comr Brown Stabilization Plan, and
Comr Lynch **A.00-10-028** - Petition of THE UTILITY REFORM NETWORK for Modification of Resolution E-3527,
Commission Courtroom, San Francisco

12/2/03 **R.03-03-017 (PHC)** - Order Instituting Rulemaking on the Commission's own Motion to re-examine the underlying issues involved in the submetering discount for mobile home parks and to stay D.01-08-040, and
 10:00 a.m. **I.03-03-018** - Order Instituting Investigation on the Commission's own Motion to re-examine the underlying issues involved in the submetering discount for mobile home parks and to stay D.01-08-040, and
 ALJ O'Donnell **C.00-01-017** - Robert Hambly, for Himself and, On Behalf of the Residents of Los Robles Mobilehome Park, Complainant, vs. Hillsboro Properties, a California Limited Partnership, and the City of Novato, Defendants,
 Comr Brown **Commission Courtroom, San Francisco**

1/20/04 **A.00-11-038 (EH)** - Application of Southern California Edison Company (U 338-E) for Authority to Institute a Rate Stabilization Plan with a Rate Increase and End of Rate Freeze Tariffs, and
 10:00 a.m. **A.00-11-056** - Emergency Application of Pacific Gas and Electric Company To Adopt a Rate Stabilization Plan, and
 ALJ Allen **A.00-10-028** - Petition of THE UTILITY REFORM NETWORK for Modification of Resolution E-3527,
 Comr Brown **Commission Courtroom, San Francisco**
 Comr Lynch **(Also January 21 – 23 at 9:00 a.m.)**

LAW AND MOTION

Law and Motion Hearings are held before Administrative Law Judge Sarah R. Thomas and Peter Allen at 10:00 a.m. in one of the Commission's San Francisco Office Hearing Rooms, unless otherwise noted. Law and Motion procedures are governed by Resolution ALJ 164. Copies of Resolution ALJ 164 are available from the Commission's Documents Desk (415) 703-1713 or from Central Files (415) 703-2045.

10/20/03 NONE SCHEDULED
 10:00 a.m.

10/30/03 **I.02-11-040 (LM)** - Order Instituting Investigation into the Gas Market Activities of Southern California Gas Company, San Diego Gas and Electric, Southwest Gas, Pacific Gas and Electric, and Southern California Edison and their impact on the Gas Price Spikes experienced at the California Border from March 2000 through May 2001,
 1:00 p.m. **Commission Courtroom, San Francisco**
 ALJ Thomas
 Comr Lynch

11/3/03 NONE SCHEDULED
 10:00 a.m.

FINAL ORAL ARGUMENTS (FOA)

NONE

HEARINGS

Dates in parentheses following the word "also" are subject to change without notice. The assigned Commissioner's name is listed next to the proceedings as matter of record; the assigned Commissioner may not be present at the hearing.

(PHC) = Prehearing Conference
(EH) = Evidentiary Hearing

(ECP) = Expedited Complaint Procedure
(OSC) = Order to Show Cause

(CA) = Closing Argument
(LM) = Law & Motion

(PPH) = Public Participation Hearing
(IAM) = Initial Arbitration Meeting
(M) = Mediation

(WS) = Workshop
(FPH) = Full Panel Hearing
(AH) = Arbitration Hearing

(OA) = Oral Argument

- 10/20/03**
 10:00 a.m.
 ALJ Brown
 Comr Peevey
A.03-07-032 (EH) - In the Matter of the Application of SOUTHERN CALIFORNIA EDISON COMPANY (U 338-E) for Approval of a Power Purchase Agreement under PUHCA Section 32(k) Between the Utility and a Wholly-Owned Subsidiary and for Authority to Recover the Costs of Such Power Purchase Agreement in Rates,
Commission Courtroom, San Francisco
(Also October 21 – 24)
- 10/20/03**
 10:00 a.m.
 ALJ Long
 Comr Wood
A.02-12-027 (EH) - Application of SOUTHERN CALIFORNIA GAS COMPANY for authority to update its gas revenue requirement and base rates. (U 904 G), and
A.02-12-028 - Application of SAN DIEGO GAS & ELECTRIC COMPANY for authority to update its gas and electric revenue requirement and base rates. (U 902-M), and
I.03-03-016 - Order Instituting Investigation on the Commission's Own Motion into the Rates, Operations, Practices, Service and Facilities of Southern California Gas Company and San Diego Gas & Electric Company,
Commission Courtroom, San Francisco
(also October 21 – 24; October 27 – 28 and November 12 – 14)
- 10/27/03**
 10:00 a.m.
 ALJ Allen
 Comr Brown
A.00-11-038 (EH) - Application of Southern California Edison Company (U 338-E) for Authority to Institute a Rate Stabilization Plan with a Rate Increase and End of Rate Freeze Tariffs, and
A.00-11-056 - Emergency Application of Pacific Gas and Electric Company To Adopt a Rate Stabilization Plan, and
A.00-10-028 - Petition of THE UTILITY REFORM NETWORK for Modification of Resolution E-3527,
Commission Courtroom, San Francisco
(also October 28 – 31 and November 3 – 4)
- 10/28/03**
 10:00 a.m.
 ALJ Thorson
 Comr Brown
A.03-01-034 (EH) - Application of California Water Service Company (U 60 W) for an Order Authorizing it to increase Rates for Water Service in its Palos Verdes District, and
A.03-01-035 - Application of California Water Service Company (U 60 W) for an Order Authorizing it to Increase Rates for Water Service in its Oroville District, and
A.03-01-036 - Application of California Water Service Company (U 60 W) for an Order Authorizing it to Increase Rates for Water Service in its Selma District, and
A.03-01-037 - Application of California Water Service Company (U 60 W) for an Order Authorizing it to Increase Rates for Water Service in its Dominguez District,
Commission Courtroom, San Francisco
- 10/28/03**
 10:00 a.m.
 ALJ Patrick
C.03-09-017 (ECP) - Maclyn Erickson, Complainant, vs. Southern California Edison Company, Defendant,
Department of Transportation, District 5, Sycamore Room, 50 Higuera Street, San Luis Obispo, CA
- 10/28/03**
 10:00 a.m.
 ALJ Vieth
 Comr Wood
C.03-09-027 (TELEPHONIC PHC) - Angelica Garcia a.k.a. Angelica Medrano, Complainant, vs. Southern California Edison Company, Defendant,
Commission Courtroom, San Francisco
- 10/29/03**
 9:30 a.m.
 ALJ Malcolm
 Comr Peevey
R.03-09-007 (PHC and WS) - Order Instituting Rulemaking to Implement Portions of AB 117 Concerning Community Choice Aggregation,
Commission Courtroom, San Francisco

10/29/03 **A.02-07-021 (PHC)** - In the Matter of the Application of Southern California Water Company (U 133 W) for an Order pursuant to Public Utilities Code Section 851 Approving a Settlement Agreement that will Convey Water Rights in the Culver City Customer Service Area,
10:00 a.m. **Commission Courtroom, San Francisco**
ALJ Walker
Comr Kennedy

10/29/03 **A.03-03-029 (PHC)** - In the Matter of the Application of San Diego Gas & Electric Company for Authority to Make Various Electric Rate Design Changes, Close Certain Rates, and Revise Cost Allocation Among Customer Classes Effective, January 1, 2004 (U 902-E),
2:00 p.m. **Commission Courtroom, San Francisco**
ALJ McVicar
Comr Peevey

10/30/03 **I.02-11-040 (LM)** - Order Instituting Investigation into the Gas Market Activities of Southern California Gas Company, San Diego Gas and Electric, Southwest Gas, Pacific Gas and Electric, and Southern California Edison and their impact on the Gas Price Spikes experienced at the California Border from March 2000 through May 2001,
1:00 p.m. **Commission Courtroom, San Francisco**
ALJ Thomas
Comr Lynch

10/31/03 **R.01-10-024 (PHC)** - Order Instituting Rulemaking to Establish Policies and Cost Recovery Mechanisms for Generation Procurement and Renewable Resource Development. (PHC on SDG&E Motion/Calpine Issues),
10:00 a.m. **Commission Auditorium, San Francisco**
ALJ Walwyn
Comr Peevey

11/3/03 **A.03-03-029 (EH)** - In the Matter of the Application of San Diego Gas & Electric Company for Authority to Make Various Electric Rate Design Changes, Close Certain Rates, and Revise Cost Allocation Among Customer Classes Effective, January 1, 2004 (U 902-E),
10:00 a.m. **Commission Courtroom, San Francisco**
ALJ McVicar
Comr Peevey
(also November 4 – 7; and November 10; November 12 – 14)

11/3/03 **A.03-06-040 (EH)** - In the Matter of the Application of SOUTHERN CALIFORNIA GAS COMPANY In Compliance with Resolution G-3334 For a System of Firm, Tradable Receipt Point Capacity Rights and Related Provisions (U 904 G),
10:00 a.m. **Commission Courtroom, San Francisco**
ALJ DeUlloa
Comr Brown
(also November 4 – 7)

11/5/03 **A.03-09-008 (PHC)** - In the Matter of the Application of Southern California Gas Company (U904 G) For Authority to Revise its Rates Effective January 1, 2005, in its Biennial Cost Allocation Proceeding, and
10:00 a.m. **A.03-09-031** - In the Matter of the Application of San Diego Gas & Electric Company (U904 G) For Authority to Revise its Rates Effective January 1, 2005, in its Biennial Cost Allocation Proceeding,
ALJ Mattson **Commission Courtroom, San Francisco**
Comr Kennedy

11/6/03 **C.02-11-011 (PHC)** - Telscape Communications, Inc. (U-6589-C), Complainant, vs. Pacific Bell Telephone Company (U-1001-C), Defendant,
10:00 a.m. **Commission Courtroom, San Francisco**
ALJ Simon
Comr Brown

11/7/03 **R.99-11-022 (PHC)** – Order Instituting Rulemaking Into Implementation of Pub. Util. Code § 390,
10:00 a.m. **Commission Courtroom, San Francisco**
ALJ DeBerry
Comr Wood

11/13/03 **C.03-02-003 (M)** - Oakland Unified School District, Complainant, vs. TCG San Francisco (U-5454-C), and AT&T Communications of California (U-5002-C), Defendants,
10:00 a.m. **Commission Courtroom, San Francisco**
ALJ Thomas
Comr Kennedy

11/14/03
10:00 a.m.
ALJ Bushey
Comr Kennedy
C.03-02-003 (PHC) - Oakland Unified School District, Complainant, vs. TCG San Francisco (U-5454-C), and AT&T Communications of California (U-5002-C), Defendants,
Commission Courtroom, San Francisco

11/17/03
9:00 a.m.
ALJ Simon
Comr Brown
C.02-11-011 (EH) - Telscape Communications, Inc. (U-6589-C), Complainant, vs. Pacific Bell Telephone Company (U-1001-C), Defendant,
Commission Courtroom, San Francisco
(also November 18 - 21)

11/17/03
10:00 a.m.
ALJ McKenzie
Comr Wood
C.92-04-007 (EH) - Communications Workers of America, Local 9415, Kathleen Kinchius, President, Complainant, vs. Pacific Bell, (U 1001 C), Defendant,
Commission Courtroom, San Francisco
(also November 18)

11/18/03
10:00 a.m.
ALJ Walker
Comr Kennedy
A.03-05-039 (EH) - Application for Ex Parte Approval of an Interim Alternative Plan for Protection of the Public Pursuant to General Order 120-C, Sections 3(E) and 6, and
P.03-05-040 - Petition to Adopt, Amend, or Repeal a Regulation Pursuant to Pub. Util. Code Section 1708.5,
Commission Courtroom, San Francisco
(also November 19 – 21)

11/18/03
2:00 p.m.
ALJ TerKeurst
Comr Lynch
A.02-09-043 (PPH) - In the Matter of the Application of Pacific Gas and Electric Company (U 39 E) for a Certificate of Public Convenience and Necessity Authorizing the Construction of the Jefferson-Martin 230 kV Transmission Project.,
San Mateo City Hall Council Chamber, 330 West 20th Avenue, San Mateo, CA

11/18/03
7:00 p.m.
ALJ TerKeurst
Comr Lynch
A.02-09-043 (PPH) - In the Matter of the Application of Pacific Gas and Electric Company (U 39 E) for a Certificate of Public Convenience and Necessity Authorizing the Construction of the Jefferson-Martin 230 kV Transmission Project,
War Memorial Building, San Bruno Recreation Center, Meeting Room A/B, Crystal Springs Ave @ Oak Ave., San Bruno, CA

11/19/03
10:00 a.m.
ALJ Patrick
C.03-09-046 (ECP) - Marcy A. Warner, Complainant, vs. Pacific Bell Telephone Company, dba SBC California, Defendant,
Commission Courtroom, San Francisco

11/19/03
10:00 a.m.
ALJ Malcolm
Comr Peevey
R.03-08-018 (PHC) - Order Instituting Rulemaking to Review Policies Concerning Intrastate Carrier Access Charges,
Commission Courtroom, San Francisco

11/20/03
10:00 a.m.
ALJ Allen
Comr Brown
Comr Lynch
A.00-11-038 (PHC) - Application of Southern California Edison Company (U 338-E) for Authority to Institute a Rate Stabilization Plan with a Rate Increase and End of Rate Freeze Tariffs, and
A.00-11-056 - Emergency Application of Pacific Gas and Electric Company To Adopt a Rate Stabilization Plan, and
A.00-10-028 - Petition of THE UTILITY REFORM NETWORK for Modification of Resolution E-3527,
Commission Courtroom, San Francisco

11/20/03
1:00 p.m.
ALJ Patrick
C.03-10-036 (ECP) - Arthur J. Robbins, Complainant, vs. Comcast Phone of California, LLC (formerly, AT&T Broadband Phone of California, LLC), Defendant.
Commission Courtroom, San Francisco

11/24/03
12:00 noon
ALJ Barnett
C.03-09-041 (ECP) – Continental Building Control Systems, Inc., Complainant, vs. Allegiance Telecom of California, Inc., Defendant,
Commission Courtroom, State Office Building, 320 West 4th Street, Suite 500, Los Angeles, CA

11/24/03 1:00 p.m. ALJ Barnett	C.03-06-024 (ECP) - Mark Tzalka, Complainant, vs. Southern California Gas Company, Defendant, Commission Courtroom, State Office Building, 320 West 4th Street, Suite 500, Los Angeles, CA
11/26/03 2:00 p.m. ALJ Barnett Comr Wood	C.01-01-032 (PHC) - Enron Energy Services, Inc. and Enron Energy Marketing Corp., Complainants, vs. Pacific Gas and Electric Company, Defendant, and C.01-01-051 - Aps Energy Services Company, Inc., Complainant, vs. Pacific Gas And Electric Company, Defendant, and C.01-09-011 - Enron Energy Services, Inc. and Enron Energy Marketing Corp., Complainants, vs. Pacific Gas and Electric Company, Defendant, Commission Courtroom, San Francisco
12/2/03 10:00 a.m. ALJ O'Donnell Comr Brown	R.03-03-017 (PHC) - Order Instituting Rulemaking on the Commission's own Motion to re-examine the underlying issues involved in the submetering discount for mobile home parks and to stay D.01-08-040, and I.03-03-018 - Order Instituting Investigation on the Commission's own Motion to re-examine the underlying issues involved in the submetering discount for mobile home parks and to stay D.01-08-040, and C.00-01-017 - Robert Hambly, for Himself and, On Behalf of the Residents of Los Robles Mobilehome Park, Complainant, vs. Hillsboro Properties, a California Limited Partnership, and the City of Novato, Defendants, Commission Courtroom, San Francisco
12/4/03 9:00 a.m. ALJ Terkeurst Comr Lynch	A.02-09-043 (EH) - In the Matter of the Application of Pacific Gas and Electric Company (U 39 E) for a Certificate of Public Convenience and Necessity Authorizing the Construction of the Jefferson-Martin 230 kV Transmission Project, Commission Courtroom, San Francisco (also December 5 and December 8 – 10) (<i>Note: December 8 at 10:00 a.m. and the remaining days at 9:00 a.m.</i>)
12/4/03 2:00 p.m. ALJ Grau Comr Brown	R.03-09-029 (PHC) - Order Instituting Rulemaking Regarding Cost Responsibility Surcharges for County and Municipal Water Districts Which Generate Their Own Electricity Pursuant To SB 1755, Commission Courtroom, San Francisco
12/8/03 2:00 p.m. ALJ Vieth Comr Wood	I.02-06-003 (OA) - Investigation on the Commission's own motion into the operations, practices, and conduct of Pacific Bell Wireless LLC dba Cingular Wireless, U-3060, U-4135 and U-4314, and related entities (collectively "Cingular") to determine whether Cingular has violated the laws, rules and regulations of this State in its sale of cellular telephone equipment and service and its collection of an Early Termination Fee and other penalties from consumers, Commission Courtroom, San Francisco
12/9/03 10:00 a.m. ALJ Brown Comr Brown	A.03-02-027 (EH) - Application of SFPP, LP pursuant to Commission Resolution No. 0-0043 issued October 24, 2002, Commission Courtroom, San Francisco (also December 10 - 12)
1/12/04 10:00 a.m. ALJ Fukutome Comr Lynch	A.03-05-035 (EH) - In the Matter of the Application of SAN JOSE WATER COMPANY (U 168 W) for an Order authorizing it to increase rates charged for water service by \$25,793,000 or 18.20% in 2004; by \$5,434,000 or 3.24% in 2005; and by \$5,210,000 or 3.01% in 2006, Commission Courtroom, San Francisco (Also January 13 - 16)

- 1/12/04**
10:00 a.m.
ALJ Pulsifer
Comr Kennedy
R.95-04-043 (EH) - Order Instituting Rulemaking on the Commission's Own Motion into Competition for Local Exchange Service, and
I.95-04-044 - Order Instituting Investigation on the Commission's Own Motion into Competition for Local Exchange Service,
Commission Courtroom, San Francisco
(also January 13 - 16)
- 1/12/04**
4:00 p.m. &
7:00 p.m.
ALJ Walker
Comr Brown
A.01-10-047 (PPH) - In the Matter of the Application of the City of Oxnard for Authorization to construct Camino Del Sol, a public street, across the railroad tracks of the Union Pacific Railroad Company in the City of Oxnard, County of Ventura,
Oxnard City Hall Council Chamber, 305 West 3rd Street, Oxnard, CA
- 1/13/04**
9:00 a.m.
ALJ Walker
Comr Brown
A.01-10-047 (EH) - In the Matter of the Application of the City of Oxnard for Authorization to construct Camino Del Sol, a public street, across the railroad tracks of the Union Pacific Railroad Company in the City of Oxnard, County of Ventura,
Oxnard City Hall Council Chamber, 305 West 3rd Street, Oxnard, CA
(also January 14 - 16)
- 1/13/04**
9:30 a.m.
ALJ Duda
Comr Peevey
R.93-04-003 (WS) (Verizon UNE Phase) - Rulemaking on the Commission's Own Motion to Govern Open Access to Bottleneck Services and Establish A Framework for Network Architecture Development of Dominant Carrier Networks, and
I.93-04-002 - Investigation on the Commission's Own Motion into Open Access and Network Architecture Development of Dominant Carrier Networks,
San Francisco Civic Center Complex, 455 Golden Gate Avenue, Hearing Room 9, San Francisco, CA
(also January 14 - 15)
- 1/20/04**
10:00 a.m.
ALJ Allen
Comr Brown
Comr Lynch
A.00-11-038 (EH) - Application of Southern California Edison Company (U 338-E) for Authority to Institute a Rate Stabilization Plan with a Rate Increase and End of Rate Freeze Tariffs, and
A.00-11-056 - Emergency Application of Pacific Gas and Electric Company To Adopt a Rate Stabilization Plan, and
A.00-10-028 - Petition of THE UTILITY REFORM NETWORK for Modification of Resolution E-3527,
Commission Courtroom, San Francisco
(Also January 21 – 23 at 9:00 a.m.)
- 1/26/04**
9:00 a.m.
ALJ Simon
Comr Kennedy
A.03-01-013 (EH) - Application of the Pasadena Avenue Monterey Road Committee for variance of General Order 143B and authority to explore and enter into negotiations for consideration and implementation pursuant to Public Utilities Code (PUC) §§ 1202, 7604 as a pilot project as permitted by SB 1491,
Commission Courtroom, San Francisco
(also January 27 - 30)
- 1/26/04**
10:00 a.m.
ALJ Malcolm
Comr Lynch
A.02-07-050 (EH) - In the Matter of the Application of SBC Pacific Bell Telephone Company (U 1001 C), a corporation, for Authority to Categorize Local DA Service as a Category III Service,
Commission Courtroom, San Francisco
(January 27 – 30 and February 2 – 3)
- 2/9/04**
10:00 a.m.
ALJ Malcolm
Comr Lynch
A.03-07-036 (EH) - In the Matter of the Application of California American Water Company (U 210 W) for an order authorizing it to increase its rates for water service in its Los Angeles Division to increase revenues by \$1,354,500 or 7.56% in the year 2004, \$842,100 or 4.86% in the year 2005, and \$1,052,000 or 5.22% in 2006,
Commission Courtroom, San Francisco
(Also February 10 – 11 and February 23 – 24)

2/23/04
10:00 a.m.
ALJ Walker
Comr Brown
C.02-07-044 (EH) - The Utility Consumers' Action Network (UCAN), Complainant, v. Pacific Bell Telephone Company, AOL-Time Warner, Inc., Does 1-100, Defendants,
Commission Courtroom, San Francisco
(also February 24 – 27)

2/24/04
2:00 p.m.
ALJ Barnett
Comr Wood
A.02-05-004 (PHC) (PHASE 2) - Application of Southern California Edison Company (U 338-E) For Authority to, Among Other Things, Increase Its Authorized Revenues For Electric Service in 2003, And to Reflect That Increase in Rates, and
I.02-06-002 - Investigation on the Commission's Own Motion into the Rates, Operations, Practices, Service and Facilities of Southern California Edison Company,
Commission Courtroom, San Francisco

3/1/04
10:00 a.m.
ALJ Barnett
Comr Wood
A.02-05-004 (EH) (PHASE 2) - Application of Southern California Edison Company (U 338-E) For Authority to, Among Other Things, Increase Its Authorized Revenues For Electric Service in 2003, And to Reflect That Increase in Rates, and
I.02-06-002 - Investigation on the Commission's Own Motion into the Rates, Operations, Practices, Service and Facilities of Southern California Edison Company,
Commission Courtroom, San Francisco
(also March 2 - 4; March 8 - 11; and March 15 – 18)

3/1/04
10:00 a.m.
ALJ TerKeurst
Comr Lynch
I.02-11-040 (EH) - Order Instituting Investigation into the Gas Market Activities of Southern California Gas Company, San Diego Gas and Electric, Southwest Gas, Pacific Gas and Electric, and Southern California Edison and their impact on the Gas Price Spikes experienced at the California Border from March 2000 through May 2001, and
I.03-02-033 - Order Instituting Investigation Whether San Diego Gas & Electric Company, Southern California Gas Company and Their Holding Company, Sempra Energy, Respondents, Have Complied With Relevant Statutes and Commission Decisions, Pertaining to Respondents' Holding Company Systems and Affiliate Activities,
Commission Courtroom, San Francisco
(also March 2 – 5; March 8 – 12; March 15 – 19; and March 22 - 26)

6/14/04
9:30 a.m.
ALJ Duda
Comr Peevey
R.93-04-003 (EH) (Verizon UNE Phase) - Rulemaking on the Commission's Own Motion to Govern Open Access to Bottleneck Services and Establish A Framework for Network Architecture Development of Dominant Carrier Networks, and
I.93-04-002 - Investigation on the Commission's Own Motion into Open Access and Network Architecture Development of Dominant Carrier Networks,
Commission Courtroom, San Francisco
(also June 15 - 18)

DECISION SUMMARIES

D03-09-079 09/23/2003	A.03-07-024	CALIFORNIA ASSOCIATION OF TELECOMMUNICATIONS COMPANIES on behalf of its members, for Clarification, or, alternatively, an exemption from the Reporting Requirements of General Order 77-K. Dismissed.
D03-09-080 09/23/2003	R.03-07-007	PUC Order Instituting Rulemaking on the Commission's Own Motion for the purpose of Amending the Commission's Conflict of Interest Code. Corrects a clerical error in D03-09-012.
D03-09-081 09/24/2003	A.03-01-016	EPIXTAR COMMUNICATIONS CORP. for Registration as an Interexchange Carrier Telephone Corporation pursuant to the provisions of Public Utilities Code Section 1013. Dismissed. This proceeding is closed.

D03-09-082 09/24/2003	C.02-11-030	ECP - MCCOY INSURANCE SERVICES vs. Mpower Communications Corp. for an order that defendant pay to complainant the sum of \$384.11. Dismissed. This proceeding is closed.
D03-09-083 09/25/2003	A.02-05-050	ALAMEDA CORRIDOR - EAST CONSTRUCTION AUTHORITY for an Order authorizing elimination of an existing at-grade crossing through construction of a grade separated crossing (roadway underpass) at Reservoir Street, under Union Pacific Railroad Company's adjacent Los Angeles Subdivision and Alhambra Subdivision main lines, in the City of Pomona, County of Los Angeles. Corrects error in D03-08-042. This proceeding is closed.
D03-10-001 10/02/2003	I.99-09-001	PUC - TELMATCH TELECOMMUNICATIONS, INC. Investigation on the Commission's own motion into the operations and practices of Telmatch Telecommunications, Inc., to determine whether it has violated the laws, rules and regulations governing the manner in which California consumers are billed for telecommunication services. Approves a reparation plan as set forth. This proceeding is closed. (Comr. Kennedy, being necessarily absent, did not participate).
D03-10-002 10/02/2003	A.02-07-025	BAKMAN WATER COMPANY for Authority (1) to remove the proceeds of Water Contamination lawsuits from Contributions-in-Aid-of-Construction; (2) to increase Rate Base; and (3) to Recover Increased Revenue Requirements in Rates. Grants Bakman Water Company an increase in rates for its GRC for test year 2000, as set forth. This proceeding is closed. (Comr. Kennedy, being necessarily absent, did not participate).
D03-10-003 10/02/2003	A.03-07-033	ESSEX ACQUISITION CORPORATION Essex Acquisition Corporation for Authority to acquire certain assets of NOW Communications, Inc. (U 6169-C) and request for expanded authority. Granted as set forth. This proceeding is closed. (Comr. Kennedy, being necessarily absent, did not participate).
D03-10-004 10/02/2003	A.03-07-006	ITC DELTACOM COMMUNICATIONS, INC. for authority to transfer stock. Grants indirect transfer of control. This proceeding is closed. (Comr. Kennedy, being necessarily absent, did not participate).
D03-10-005 10/02/2003	A.02-11-021 A.02-11-022	CALIFORNIA WATER SERVICE COMPANY (U 60-W) , for an order Authorizing it to increase rates charged for water service in the KERN RIVER VALLEY District by \$913,200 or 46.9% in the year 2003; by \$148,800 or 5.3% in the year 2004; by \$137,500 or 4.6% in the year 2005; and by \$139,000 or 4.4% for the year 2006. (N02-11-014.) Adopts an all-party settlement agreement as set forth. Changes in revenue are also authorized for test year 2004 and attrition years 2005 and 2006. These proceedings are closed. (Comr. Kennedy, being necessarily absent, did not participate).
D03-10-006 10/02/2003	A.02-01-004	KERMAN TELEPHONE CO. (U 1012-C) , to restructure intrastate rates and charges for telephone services furnished within the State of California. Approves settlement between Kerman Telephone Company and ORA. Establishes final rates as set forth. This proceeding is closed. (Comr. Kennedy, being necessarily absent, did not participate).
D03-10-007	A.99-08-017	SACRAMENTO REGIONAL TRANSIT DISTRICT for an order

10/02/2003		authorizing District to construct, modify, maintain and operate a light rail passenger system and Union Pacific Railroad tracks across 17th Street, 18th Street, 19th Street, S Street, T Street, V Street, W Street, X Street, Broadway, 2nd Avenue, 21st Street, 26th Avenue, Fruitridge Road, 47th Avenue and Florin Road in the City of Sacramento, State of California. Modifies D00-03-011. This proceeding is closed. (Comr. Kennedy, being necessarily absent, did not participate).
D03-10-008 10/02/2003	A.01-02-030	SOUTHERN CALIFORNIA EDISON COMPANY for an Order under Section 701 of the Public Utilities Code Granting to it Authorization to Recover Transmission Revenue Requirement Reclassification Memorandum Account [TRRRMA] Costs. Closes the proceeding. (Comr. Kennedy, being necessarily absent, did not participate).
D03-10-009 10/02/2003	A.03-07-044	SOUTHERN CALIFORNIA EDISON COMPANY (U 338-E), for Authority to Lease available land on the Redondo-LaFresa Transmission Right of Way to Fox Hollow I, LLC. Granted as set forth. This proceeding is closed. (Comr. Kennedy, being necessarily absent, did not participate).
D03-10-010 10/02/2003	A.03-04-021	SOGO BUS COMPANY, LLC for passenger stage authority under Section 1031, et seq., of the California Public Utilities (PU) Code, to transport passengers and baggage express, on an on-call, county-to-county pricing basis, between the counties of San Diego, Orange, Los Angeles, Santa Clara, San Francisco and Alameda, on the one hand, and to establish door-to-door shuttle service between points in Los Angeles County and LAX, ONT and Los Angeles/Long Beach Harbors, on the other hand; and to establish a zone of rate freedom Granted as set forth. This proceeding is closed. (Comr. Kennedy, being necessarily absent, did not participate).
D03-10-011 10/02/2003	R.02-06-001	CPUC-PG&E, EDISON, SDG&E Order Instituting Rulemaking on policies and practices for advanced metering, demand response, and dynamic pricing. Awards The Utility Reform Network \$86,981 in compensation for its substantial contribution to D03-03-036 and D03-06-032. (Comr. Kennedy, being necessarily absent, did not participate).
D03-10-012 10/02/2003	R.02-11-039	PUC - SDG&E, Edison et al. Rulemaking to implement the provisions of Public Utilities Code Section 761.3 enacted by Chapter 19 of the 2001-02 Second Extraordinary Legislative Session. Corrects error regarding respondents in D03-09-002. (Comr. Kennedy, being necessarily absent, did not participate).
D03-10-013 10/02/2003	A.99-09-006	PACIFIC GAS AND ELECTRIC COMPANY in the 1999 annual transition cost proceeding. Adopts estimate for Hunters Point Power Plant site remediation. This proceeding is closed. (Comr. Wood reserves the right to file a dissent. Comr. Lynch will file a dissent).
D03-10-014 10/02/2003	A.02-03-020	PACIFIC GAS AND ELECTRIC COMPANY (U 39-E) in its 2002 Nuclear Decommissioning Cost Triennial Proceeding. Adopts the annual revenue requirements of \$18.450 million for decommissioning Humboldt Bay Power Plant Unit 3, and \$8.254 million for Humboldt SAFESTOR operations and maintenance expenses for 2003. No revenue requirement is authorized for decommissioning Diablo Canyon Nuclear Power Plant Units 1 and 2. This proceeding is closed. (Comr. Wood dissents. Comr. Lynch

reserves the right to file a dissent).

D03-10-015 10/02/2003	A.02-03-039	SOUTHERN CALIFORNIA EDISON COMPANY (U 338-E) for the 2002 Nuclear Decommissioning Cost Triennial Proceeding to set Contribution Levels for the Companies' Nuclear Decommissioning Trust Fund and Address Other Related Decommissioning Issues. Sets the annual revenue requirements for the decommissioning trusts for nuclear power plants owned by SCE and SDG&E. This proceeding is closed. (Comr. Wood dissents and Comr. Lynch reserves the right to file a dissent).
D03-10-016 10/02/2003	R.01-10-024	CPUC Order Instituting Rulemaking to Establish Policies and Cost Recovery Mechanisms for Generation Procurement and Renewable Resource Development. Addresses SDG&E's request and adopts the allocation proposed by DWR.
D03-10-017 10/02/2003	A.02-03-061 A.02-03-062	SAN DIEGO GAS & ELECTRIC COMPANY (U 902-G), for Authority to Offer a New Service at Tariffed Rates, Terms, and Conditions allowing Carriers to Place Fiber Optic Cable in Gas Pipelines. Grants the requests of SoCalGas and SDG&E for authority to implement a new service allowing telecommunications carriers and cable TV companies to place fiber optic cable in the utilities' active gas pipelines at tariffed rates, terms and conditions. Also certifies the associated Program EIR and conditions the new fiber optic cable in gas pipeline service on mitigation measures, notification requirements and reporting requirements as set forth in the Program EIR. These proceedings are closed.
D03-10-018 10/02/2003	A.02-11-051	PACIFIC GAS AND ELECTRIC COMPANY for a permit to construct the San Mateo-Martin No. 4 60 kV conversion project pursuant to General Order 131-D. Granted as set forth. This proceeding is closed.
D03-10-019 10/02/2003	R.03-09-007	PUC - PG&E, EDISON, SEMPRA, AND ALL JURISDICTIONAL ELECTRICAL CORPORATIONS Order Instituting Rulemaking to implement portions of AB 117 concerning community choice aggregation. Rescinds OIR 03-09-007 for reasons set forth. (Comr. Kennedy, being necessarily absent, did not participate).
D03-10-020 10/02/2003	I.00-11-001	PUC-PG&E, EDISON, SDG&E, ISO Order Instituting Investigation into implementation of Assembly Bill 970 regarding the identification of electric transmission and distribution constraints, actions to resolve those constraints, and related matters affecting the reliability of electric supply. Denies Edison's Application for Rehearing of D03-07-033.
D03-10-021 10/02/2003	A.02-06-019	PACIFIC GAS AND ELECTRIC COMPANY (U 39-M), for Authority to Increase Electric and Gas Revenue Requirements to Reflect an Attrition Revenue Adjustment for the year 2002. Grants motion of Aglet, ORA, and TURN for leave to file a late response to PG&E's Application for Rehearing of D03-03-034. PG&E's Application for Rehearing of D03-03-034 is denied. This proceeding is closed.
D03-10-022 10/02/2003	R.01-10-024	CPUC Order Instituting Rulemaking to Establish Policies and Cost Recovery Mechanisms for Generation Procurement and Renewable Resource Development. Denies Application for Rehearing of D03-02-072. (Comr. Lynch dissents).

D03-10-023 10/02/2003	A.00-11-038 A.00-11-056 A.00-10-028	THE UTILITY REFORM NETWORK for modification of Resolution E-3527. Denies PG&E's Application for Rehearing of D03-09-017.
D03-10-024 10/02/2003	C.88-03-016	City of St Helena, et al., vs. Napa Valley Wine Train, Inc.; defendant cease and desist violation of PUC Codes, etc., and CEQA requirements by operating passenger train service without authority, etc. Modifies D03-01-042 and denies Application for Rehearing of D03-01-042. (Pres. Peevey and Comr. Kennedy reserve the right to file a dissent).
D03-10-025 10/02/2003	C.99-01-020	CITY OF ST. HELENA vs. Napa Valley Wine Train, Inc., for finding that it is not a public utility within the meaning of Public Utilities Code Section 216. Denies Application for Rehearing of D99-08-018. This proceeding is closed. (Pres. Peevey and Comr. Kennedy reserve the right to file a dissent).
D03-10-026 10/01/2003	A.03-08-025	LSSI CORP. for expedited approval of the transfer of control of LSSI Corp. to Warburg Pincus Private Equity VIII, L.P. pursuant to Public Utilities Code Sections 851-854. Grants authorization to transfer control as set forth. This proceeding is closed.
D03-10-027 10/02/2003	A.03-02-015	TELECOM UNITED, LLC for registration as an interexchange carrier telephone corporation pursuant to the provisions of Public Utilities Code Section 1013. Granted as set forth. This proceeding is closed.
D03-10-028 10/02/2003	A.03-03-003	DSCI CORPORATION for Registration as an Interexchange Carrier Telephone Corporation pursuant to the provisions of Public Utilities Code Section 1013. Granted as set forth. This proceeding is closed.
D03-10-029 10/02/2003	A.03-03-021	LCR SERVICES INC. for Registration as an Interexchange Carrier Telephone Corporation pursuant to the provisions of Public Utilities Code Section 1013. Granted as set forth. This proceeding is closed.
D03-10-030 10/02/2003	A.03-03-027	IMPACT NETWORK SOLUTIONS, INC. for Registration as an Interexchange Carrier Telephone Corporation pursuant to the Provisions of Public Utilities Code Section 1013. Granted as set forth. This proceeding is closed.
D03-10-031 10/02/2003	A.03-05-006	HARBOR COMMUNICATIONS LLC for Registration as an Interexchange Carrier Telephone Corporation pursuant to the provisions of Public Utilities Code Section 1013. Granted as set forth. This proceeding is closed.
D03-10-032 10/02/2003	A.03-05-019	SIRIUS TELECOMMUNICATIONS, INC. for Registration as an Interexchange Carrier Telephone Corporation pursuant to the provisions of Public Utilities Code Section 1013. Granted as set forth. This proceeding is closed.
D03-10-033 10/07/2003	A.03-04-017	CHUNGHWA TELECOM GLOBAL, INC. for registration as an interexchange carrier telephone corporation pursuant to the provisions of Public Utilities Code Section 1013. Corrects administrative error in D03-09-045.
D03-10-034 10/07/2003	A.03-01-027	VERIZON CALIFORNIA INC. (U 1002-C), for Arbitration of an Interconnection Agreement with O1 Communications, Inc. (U 6065-C) pursuant to section 252(b) of the Telecommunications Act of 1996.

Dismissed. This proceeding is closed.

D03-10-035 10/08/2003	A.02-10-037	LOS ANGELES TO PASADENA METRO BLUE LINE CONSTRUCTION AUTHORITY for an order authorizing the construction of a two track at-grade Public Pedestrian Crossing for light rail transit at MP 12.09 South of the Del Mar Station in the City of Pasadena, County of Los Angeles, California. Corrects error in D03-07-038. This proceeding is closed.
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COMMISSION MEETING OF OCTOBER 2, 2003

Commissioners Present:

Michael R. Peevey, President

Carl W. Wood

Loretta M. Lynch

Geoffrey F. Brown

**Comr. Susan P. Kennedy, being necessarily absent,
Did not participate**

10/2/03	ALJ-176-3120	Ratification of preliminary determinations of category for proceedings initiated by application. The preliminary determinations are pursuant to Article 2.5, Rules 4 and 6.1 of the Commission's Rules of Practice and Procedure. Adopted as set forth in the attachments.
	ST-64	Bay Area Rapid Transit District (BART). Resolution approving BART's Safety Certification Plan for the Oakland Airport Connector. Adopted as set forth.
	ST-65	Resolution approving the Consumer Protection and Safety Division's Rail Transit Safety Section final audit report titled, "TRIENNIAL ON-SITE SAFETY AUDIT OF THE SAN DIEGO TROLLEY, INC. (SDTI)," dated August 29, 2003. SDTI is ordered to implement the recommendations contained in the report and to provide monthly progress reports to the Rail Transit Safety Section. Adopted as set forth in the report.
	T-16778	Advice Letter 817 of Roseville Telephone Company (Roseville). Resolution approving an Interconnection Agreement between Roseville and Quality Telephone, Inc., in accordance with the provisions of General Order 96-A and Resolution ALJ-181. Adopted as set forth.
	T-16779	Advice Letter 24013 of SBC California (SBC). Resolution approving an interconnection Agreement between SBC and DPi Teleconnect, LLC., in accordance with the provisions of General Order 96-A and Resolution ALJ-181. Adopted as set forth.
	T-16780	Advice Letter 24033 of SBC California. Resolution approving an Interconnection Agreement between SBC California and Quantum Shift Communications, Inc., in accordance with the provisions of General Order 96-A and Resolution ALJ-181. Adopted as set forth.
	T-16781	Advice Letter 23034 of SBC California. Resolution approving an

interconnection Agreement between SBC and Applied Technology Group, Inc., in accordance with the provisions of General Order 96-A and Resolution ALJ-181. **Adopted as set forth.**

W-4425 Advice Letter 54 of Penngrove Water Company (PWC). Resolution authorizing PWC an increase in annual revenue of \$3,113 or 0.85% to offset an increase in purchased water expense. **Adopted as set forth.**

W-4428 Advice Letter 578 of California American Water Company (Cal-Am), Sacramento District. Resolution authorizing Cal-Am, Sacramento District, a surcharge to amortize the balance in purchase power balancing account producing additional annual revenue of \$328,066 or 2.02%. **Adopted as set forth.**

W-4429 Advice Letter 54-W of Arrowhead Manor Water Company, Inc. (AMWC). Resolution authorizing AMWC an offset rate increase of \$22,975 or 5.8% in additional revenue due to contract work and purchased water costs. **Adopted as set forth.**

NOTICE OF DENIAL OF REQUEST FOR EX PARTE MEETING

On September 20, 1996, the Commission adopted Resolution ALJ 169 regarding the "Filing of Notice of Denial of Request for Ex Parte Meeting." The resolution implements an interim procedure whereby a party whose written request for an ex parte meeting with a Commissioner has been denied will be allowed to file a notice of such denial. Copies of Resolution ALJ 169 are available from the Commission's Central Files Office at 505 Van Ness Avenue, Room 2002, San Francisco; telephone (415) 703-2045. Copies of tendered notices are available in the Central Files Office for review and/or reproduction under existing procedures. They are also available from the filing party who is under the obligation to provide copies of the notice without delay.

NONE

NOTICE OF ALL-PARTY MEETINGS (PU Code § 1701.3(c))

NONE

NOTICE OF EX PARTE COMMUNICATIONS

Copies of tendered notices are available in the Central Files Office for review and/or reproduction under existing procedures. They are also available from the filing party who is under the obligation to provide copies of the notice without delay.

NONE
